



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

नं० १७]

शिमला, शनिवार, २८ जून, १९६९/७ आषाढ़, १८६१

[संख्या २६

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२८ जून, १९६९/७ आषाढ़, १८६१ को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां 'असाधारण राजपत्र, हिमाचल प्रदेश' में प्रकाशित हुईं:—

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 4-20/68-Med. II, dated the 9th May, 1969.	Health and Family Planning Department	Publishing the draft of the Himachal Pradesh Ayurvedic and Unani Practitioners (General) Rules, 1969, inviting objections and suggestions.
No. 6-4/69-Elec., dated the 24th June, 1969.	Election Department	Republication of the Election Commission of India's Notification Nos. 56/69-V, dated the 18th April, 1969 and 56/69-VI, dated 30th April, 1969.
No. 14-42/68-E&T., dated the 1st March, 1969.	Excise and Taxation Department	Publishing the draft of the Himachal Pradesh Motor Spirit (Taxation of Sales) Rules, 1969, inviting objections and suggestions.
No. 14-42/68-E&T., dated the 3rd June, 1969.	-do-	Corrigendum to Notification No. 14-42/68-E&T, dated the 1st March, 1969.
No. 6-108/68-LR., dated the 26th June, 1969.	Law Department	The Capital of Himachal Pradesh (Development and Regulation) Act, 1968 (Act No. 22 of 1969).
No. 2-2/69-LSG., dated the 27th June, 1969.	Local Self Government Department	Appointment of Shri Anang Pal, Deputy Commissioner, Mahasu district at Kasumpti to exercise and perform all powers and duties of the Simla Municipal Corporation until the Corporation is constituted.

भाग १—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और हिमाचल बेंच आफ देहली हाई कोर्ट द्वारा अधिसूचनाएं इत्यादि

हिमाचल प्रदेश सरकार
APPOINTMENT DEPARTMENT
NOTIFICATION
Simla-2, the 20th June, 1969

No. 1-9/68-Appnt.—The Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to order that Shri R. R. Verma, I.P.S. Superintendent of Police, Simla

shall hold the charge of the post of Superintendent of Police, Mahasu district, during period of earned leave of Shri G. S. Mander, I.P.S., Superintendent of Police, Mahasu, sanctioned vide Inspector General of Police, Himachal Pradesh Office Order No. H. 8-4/69-16187-93, dated the 28th April, 1969.

PRAKASH CHAND,
Joint Secretary.

CO-OPERATIVE DEPARTMENT NOTIFICATIONS

Simla-4, the 17th June, 1969

No. 10-106/62-Co-op.—In exercise of the powers conferred on him under section 3 read with section 2 (12) of the Himachal Pradesh Co-operative Societies Act (Act 13 of 1956), the Lieutenant Governor, Himachal Pradesh, is pleased to appoint the officers named below, to assist the Registrar, Co-operative Societies, for the purpose of administration of the provisions of this Act, and is further pleased to confer on them the powers of Registrar, as shown in column No. 2 to be exercisable by these officers within the territorial limits indicated in column No. 3.

Rank of the officers	Powers delegated	Territorial limits within which powers exercisable
Deputy Registrar (West).	All powers of Registrar in respect of all kinds of societies.	Chamba district.
District Co-operative and Supplies Officer (Education) and District Co-operative and Supplies Officer (Audit).	Sections 26, 76, 77, 79, 80, 87, 88, 89, 90, 96, 97 and 100 and relevant rules of the Himachal Pradesh Co-operative Societies Rules in respect of all kinds of societies excepting apex level institutions.	Mahasu, Mandi, Chamba, Bilaspur and Kinnaur districts.
Assistant Registrar (Package), Mandi.	Sections 26, 76, 77, 79, 80, 87, 88, 89, 90, 96, 97 and 100 and relevant rules in respect of all primary co-operative societies.	Mandi district.

Simla-4, the 17th June, 1969

No. 10-106 62-Co-op.—In exercise of the powers conferred on him under section 3 (1) of the Punjab Co-operative Societies Act, Punjab Act XXV of 1961, the Lieutenant Governor, Himachal Pradesh is pleased to appoint the following officers to assist the Registrar, for the administration of the provisions of this Act. He, in exercise of powers under section 3 (2) is further pleased to confer on these officers powers of Registrar, under the said Act, as shown in column No. 2, exercisable by them within the territorial limits as indicated in column No. 3 below.

Rank of the officers	Powers delegated	Territorial limits within which powers exercisable
1	2	3
District Co-operative and Supplies Officer (Special).	All powers of Registrar in respect of all kinds of societies except apex level institutions.	Kangra, Kulu, Lahaul-Spiti and Simla districts.

1

2

3

District Co-operative and Supplies Officer (Education).

District Co-operative and Supplies Officer (Audit) and

Assistant Registrar (Package)
Palampur.

Sections 25, 49, 50, 51, 55, 56, 63 and 65, and the relevant rules made thereunder.

Kangra, Kulu, Lahaul-Spiti and Simla district.

Sd./-

Secretary.

EXCISE AND TAXATION DEPARTMENT

NOTIFICATIONS

Simla-2, the 20th June, 1969

No. 14-41/67-E&T.—In exercise of the powers conferred by section 12(3) of the Himachal Pradesh Entertainment Duty Act, 1968, and all other powers enabling him in this behalf, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to grant exemption from the liability to pay Entertainment Duty on the exhibition of the film "MAHATMA" for a period of fourteen days only with effect from the date of first screening in any cinema house of any town in whole of Himachal Pradesh.

2. This exemption is subject to the condition that the rates of admission to the cinemas for various classes shall continue to remain the same as prevalent just before this exemption less the Entertainment Tax and the date of release shall be notified in advance.

Simla-2, the 20th June, 1969

No. 14-41/67-E&T.—In exercise of the powers conferred by section 12 (3) of the Himachal Pradesh Entertainment Duty Act, 1968, and all other powers enabling him in this behalf, the Lieutenant Governor, (Administrator), Himachal Pradesh, is pleased to grant exemption from the liability to pay Entertainment Duty on the exhibition of the film "JYOT JALE" for a period of one week only with effect from the date of first screening in any cinema house of any town in whole of Himachal Pradesh.

2. The exemption is subject to the condition that the rates of admission to the cinemas for various classes shall continue to remain the same as prevalent just before this exemption less the Entertainment Tax and the date of release shall be notified in advance by the cinema proprietor.

By order,
U. N. SHARMA,
Secretary.

भाग २—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं
इत्यादि

DEVELOPMENT DEPARTMENT CONSOLIDATION OF HOLDINGS NOTIFICATION

Simla-1, the 25th June, 1969

No. 57-G/2598.—With the object of Consolidation of Holdings in the undermentioned estates for the purpose

of better cultivation of land therein the Director, Consolidation of Holdings, Himachal Pradesh in exercise of the powers conferred by sub-section (1) of section 14 of the East Punjab Holdings, Consolidation and Prevention of Fragmentation Act, 1948, as delegated to him vide Himachal Pradesh Government notification No. 3-11/67-Rev. I, dated the 8th April, 1969 hereby

declares the Governments intention on its own motion to make a scheme for the Consolidation of Holdings in such estates.

Sl. No.	Name of Estates	Hadbast No.	Area	Tehsil	District
1.	Godwal	108/4	204	Nurpur	Kangra
2.	Janehra	108/1	340	-do-	-do-

B. S. GAUTAM,
Director.

भाग ३—अधिनियम, विधेयक और विधेयकों पर प्रवरसमिति के प्रतिवेदन, वैधानिक नियम तथा हिमाचल प्रदेश के उप-राज्यपाल, हिमाचल बेंच आफ़ देहली हाई कोर्ट, फाइनेंशल कमिशनर तथा कमिशनर आफ़ इन्कम-टैक्स द्वारा अधिसूचित आदेश इत्यादि

LAW DEPARTMENT

NOTIFICATIONS

Simla-2, the 28th April, 1969

No. 6-24/69-LR.—The Himachal Pradesh Appropriation (Vote on Account) Bill, 1969 (Bill No. 4 of 1969) after having received the assent of the President on the 29th March, 1969, under sub-section (2) of section 25 of the Government of Union Territories Act, 1963 (Act No. 20 of 1963) is hereby published in the Rajpatra, Himachal Pradesh as Act No. 9 of 1969.

Act No. 9 of 1969

THE HIMACHAL PRADESH APPROPRIATION (VOTE ON ACCOUNT) ACT, 1969

AN ACT

to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the Union territory of Himachal Pradesh for the services of a part of the financial year, 1969-70.

Be it enacted by the Legislative Assembly of Himachal Pradesh in the Twentieth Year of the Republic of India as follows:—

1. This Act may be called the Himachal Pradesh Appropriation (Vote on Account) Act, 1969. Short title

2. From and out of the Consolidated Fund of the Union territory of Himachal Pradesh there may be withdrawn sums not exceeding those specified in column 3 of the schedule amounting in the aggregate to the sum of five crores sixty-four lakhs ninty-four thousand and six hundred rupees towards defraying several charges which will come in course of payment during the financial year, 1969-70.

Withdrawal of Rs. 5-64,94,600 from and out of the Consolidated Fund of the Union territory of Himachal Pradesh for the financial year, 1969-70.

3. The sums authorised to be withdrawn from and out of the Consolidated Fund of the Union territory of Himachal Pradesh by this Act shall be appropriated for the services and purposes expressed in the schedule in relation to the period mentioned in section 2 of the Act.

Appropriation.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by the Legislative Assembly	Charged on the Consoli- dated Fund	Total
1	2	3		4
		Rs.	Rs.	Rs.
1	Land Revenue ..	6,06,800	—	6,06,800
2	State Excise Duties ..	34,000	—	34,000
3	Taxes on Vehicles ..	1,700	—	1,700
4	Sales Tax ..	5,400	—	5,400
5	Other Taxes and Duties ..	47,500	—	47,500
6	Stamps ..	4,100	—	4,100
7	Registration Fees ..	3,700	—	3,700
—	Interest on Debt and other Obligations ..	—	20,18,200	20,18,200
8	Parliament, State/Union Territory Legislature ..	1,03,200	7,700	1,10,900
9	General Administration ..	10,95,400	22,800	11,18,200
10	Administration of Justice ..	1,69,300	28,300	1,97,600
11	Jails ..	70,400	—	70,400
12	Police ..	20,02,700	—	20,02,700
13	Miscellaneous Departments ..	63,800	—	63,800
14	Scientific Departments ..	4,100	—	4,100
15	Education ..	68,81,200	—	68,81,200
16	Medical ..	15,48,200	—	15,48,200
17	Public Health ..	6,39,500	—	6,39,500
18	Agriculture ..	19,77,200	—	19,77,200
19	Animal Husbandry ..	6,02,800	—	6,02,800
20	Co-operation ..	2,98,900	—	2,98,900
21	Industries ..	5,40,200	—	5,40,200
22	Community Development Projects, National Ex- tension Service and Local Development Works ..	13,03,400	—	13,03,400
23	Labour and Employment ..	2,20,900	—	2,20,900
24	Miscellaneous, Social and Developmental Organisa- tions ..	2,00,000	—	2,00,000
25	Irrigation, Navigation, Em- bankment and Drainage Works (Non Commercial) ..	2,12,200	—	2,12,200
26	Electricity Schemes ..	16,23,400	—	16,23,400
27	Capital Outlay on Irriga- tion, Navigation, Em- bankment and Drainage Works ..	35,400	—	35,400
28	Capital Outlay on Electri- city Schemes ..	3,000	—	3,000
29	Public Works (Communi- cation) ..	35,45,800	—	35,45,800
30	Public Works (Other Works) ..	56,87,800	—	56,87,800
31	Capital Outlay on Public Works ..	2,91,600	—	2,91,600
32	Road and Water Transport Schemes ..	25,23,600	—	25,23,600
33	Famine Relief ..	5,300	—	5,300
34	Pensions and other Retire- ment Benefits ..	2,29,500	1,200	2,30,700
35	Privy Purses and Allowances of Indian Rulers ..	21,600	—	21,600
36	Stationery and Printing ..	1,73,800	—	1,73,800
37	Forests ..	41,22,700	—	41,22,700
38	Miscellaneous ..	9,53,900	—	9,53,900

1	2	3	4
		Rs.	Rs.
39	Other Miscellaneous Com- pensations and Assign- ments ..	6,600	—
40	Payment of Compensation to Land Holders ..	11,600	—
41	Capital Outlay on Improve- ment of Public Health ..	2,66,600	—
42	Capital Outlay on Schemes of Agricultural Improve- ment and Research ..	1,50,000	—
43	Capital Outlay on Industrial and Economic Develop- ment ..	2,16,600	—
44	Capital Outlay on Electri- city Schemes ..	76,25,000	—
45	Capital Outlay on Public Works (Communications)	23,33,300	—
46	Capital Outlay on Public Works (Buildings) ..	11,53,000	—
47	Capital Outlay on Road and Water Transport Schemes ..	3,33,300	—
48	Capital Outlay on Forests ..	81,700	—
49	Payments of Commuted Value of Pensions ..	2,000	—
50	Capital Outlay on Schemes of Government Trading ..	30,83,800	—
—	Charges on account of Re- payment of Debt ..	—	8,36,800
51	Loans and Advances by State and Union Territory Governments ..	4,50,900	—
—	Inter-State Settlement ..	—	11,200
	GRAND TOTAL ..	5,35,68,400	29,26,200
			5,64,94,600

Simla-2, the 28th April, 1969

No. 6-24/69-LR.—The Himachal Pradesh Appropriation Bill, 1969 (Bill No. 5 of 1969) after having received the assent of the President on the 29th March, 1969, under sub-section (2) of section 25 of the Government of Union Territories Act, 1963 (Act No. 20 of 1963) is hereby published in the Rajpatra, Himachal Pradesh as Act No. 10 of 1969.

Act No. 10 of 1969

THE HIMACHAL PRADESH APPROPRIATION ACT, 1969

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the Union territory of Himachal Pradesh for the services of the year ending on the 31st day of March, 1969.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twentieth Year of the Republic of India as follows:—

1. This Act may be called the Himachal Pradesh Appropriation Act, 1969. Short title

Issue of a further sum of Rupees 4,25,09,510 out of the Consolidated Fund of the Union territory of Himachal Pradesh for the year 1968-69.

Appropriation.

2. From and out of the Consolidated Fund of the Union territory of Himachal Pradesh there may be paid and applied further sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of four crores twenty-five lakhs nine thousand five hundred and ten rupees towards defraying the several charges which will come in course of payment during the financial year, 1968-69 in respect of the services specified in column 2 of the Schedule.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union territory of Himachal Pradesh by this Act shall be further appropriated for the services and purposes expressed in the Schedule in relation to the period mentioned in section 2 of this Act.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by the Legislative Assembly	Charged on the Consolidated Fund	Total
1	2	3	4	
		Rs.	Rs.	Rs.
1	Land Revenue ..	5,71,000	—	5,71,000
2	State Excise Duties ...	44,000	—	44,000
3	Taxes on Vehicles ..	5,000	—	5,000
4	Sales Tax ..	8,000	—	8,000
5	Other Taxes and Duties ...	48,000	—	48,000
6	Stamps ...	13,000	—	13,000
—	Interest on Debt and Other Obligations ...	—	44,74,000	44,74,000
8	Parliament State/Union Territory Legislature ..	4,12,000	33,000	4,45,000
9	General Administration ...	10,48,000	1,16,000	11,64,000
12	Police ..	—	510	510
15	Education ..	33,92,000	—	33,92,000
16	Medical ...	7,28,000	—	7,28,000
17	Public Health ...	4,50,000	—	4,50,000
18	Agriculture ...	—	500	500
20	Co-operation ...	1,62,000	—	1,62,000
22	Community Development Projects, National Extension Service and Local Development Works ...	23,08,000	—	23,08,000
23	Labour and Employment ...	2,42,000	—	2,42,000
24	Miscellaneous, Social and Developmental Organisations ...	1,48,000	—	1,48,000
25	Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial)	25,46,000	—	25,46,000
26	Electricity Schemes ...	30,85,000	—	30,85,000
27	Capital Outlay on Irrigation, Navigation, Embankment and Drainage Works	1,70,000	—	1,70,000
27-A	Capital Outlay on Electricity Schemes ...	58,000	—	58,000
28	Public Works (Communications) ..	3,00,000	—	3,00,000
29	Public Works (Other Works)	62,11,000	1,000	62,12,000
31	Road and Water Transport Schemes ...	46,91,000	—	46,91,000

1	2	3	4
		Rs.	Rs.
32	Famine Relief ...	33,000	—
33	Pensions and other Retirement Benefits ...	2,84,000	—
34	Privy Purses and Allowances of Indian Rulers ...	77,000	—
36	Forest ...	41,11,500	5,500
37	Miscellaneous ...	4,10,000	800
38	Other Miscellaneous Compensations and Assignments	21,000	—
40	Payment of Compensation to Land Holders	56,000	—
43	Capital Outlay on Industrial and Economic Development. ..	14,45,000	—
44	Capital Outlay on Electricity Schemes ...	42,55,000	—
45	Capital Outlay on Public Works (Communications)	—	72,000
46	Capital Outlay on Public Works (Buildings) ..	—	45,700
48	Capital Outlay on Forests	2,40,000	—
49	Payment of Commuted Value of Pensions ...	27,000	—
—	Inter State Settlement ...	—	1,50,000
	Total ...	3,75,99,500	49,10,010
			4,25,09,510

Simla-2, the 28th April, 1969

No. 6-24/69-LR.—The Himachal Pradesh Appropriation (No. 2) Bill 1969 (Bill No. 6 of 1969) after having received the assent of the President on the 29th March, 1969, under sub-section (2) of section 25 of the Government of Union Territories Act, 1963 (Act No. 20 of 1963) is hereby published in the Rajpatra, Himachal Pradesh as Act No. 11 of 1969.

Act No. 11 of 1969

THE HIMACHAL PRADESH APPROPRIATION (No. 2) ACT, 1969

AN

ACT

to authorise payment and appropriation of certain further sum from and out of the Consolidated Fund of the Union territory of Himachal Pradesh for the services of the year ending on the 31st day of March, 1969.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twentieth Year of the Republic of India as follows:—

1. This Act may be called the Himachal Pradesh Appropriation (No. 2) Act, 1969. Short title

Issue of a further sum of Rupees 7,87,000 out of the Consolidated Fund of the Union territory of Himachal Pradesh for the year, 1968-69.

2. From and out of the Consolidated Fund of the Union territory of Himachal Pradesh there may be paid and applied further sum not exceeding the one specified in column 3 of the Schedule amounting in the aggregate to the sum of seven lakhs and eighty-seven thousand rupees towards defraying the charges which will come in course of payment during the financial year, 1968-69 in respect of the service specified in column 2 of the Schedule.

Appropriation.

3. The sum authorised to be paid and applied from and out of the Consolidated Fund of the Union territory of Himachal Pradesh by this Act shall be further appropriated for the service and purpose expressed in the Schedule in relation to the period mentioned in section 2 of this Act.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Service and purpose	Sums not exceeding		
		Voted by the Legis- lative Assembly	Charged on the Consoli- dated Fund	Total
1	2	3		4
		Rs.		Rs.
45	Capital Outlay on Public Works (Communications)	7,87,000	—	7,87,000
	Total	7,87,000	—	7,87,000

Simla-2, the 23rd May, 1969

No. 6-24/69-LR.—The Himachal Pradesh Appropriation Bill, 1969 (Bill No. 7 of 1969) after having received the assent of the President on the 29th April, 1969, under sub-section (2) of section 25 of the Government of Union Territories Act, 1963 (Act No. 20 of 1963) is hereby published in the Rajpatra, Himachal Pradesh as Act No. 14 of 1969.

Act No. 14 of 1969

THE HIMACHAL PRADESH APPROPRIATION ACT, 1969

AN

ACT

to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the Union territory of Himachal Pradesh for the services of the financial year, 1969-70.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twentieth Year of the Republic of India as follows:—

Short title

1. This Act may be called the Himachal Pradesh Appropriation Act, 1969.

2. From and out of the Consolidated Fund of the Union territory of Himachal Pradesh there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate inclusive of sums specified in column 3 of the Schedule to the Himachal Pradesh Appropriation (Vote on Account) Act, 1969 to the sum of seventy crores eighty-five lakhs and sixty thousand rupees towards defraying the several charges which will come in course of payment during the financial year, 1969-70 in respect of the services specified in column 2 of the Schedule.

Issue of a sum of Rs. 70,85,60,000 out of the Consolidated Fund of the Union territory in Himachal Pradesh for the year, 1969-70.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union territory of Himachal Pradesh by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the period mentioned in section 2 of the Act.

Appropriation.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		Total
		Voted by the Legisla- tive Assembly	Charged on the Consoli- dated Fund	
1	2	3	4	
		Rs.	Rs.	Rs.
1	Land Revenue ..	73,62,000	—	73,62,000
2	State Excise Duties ..	4,09,000	—	4,09,000
3	Taxes on Vehicles ..	21,000	—	21,000
4	Sales Tax ..	67,000	—	67,000
5	Other Taxes and Duties ..	6,13,000	—	6,13,000
6	Stamps ..	50,000	—	50,000
7	Registration Fees ..	45,000	—	45,000
—	Interest on Debt and other Obligations ..	—	2,42,19,000	2,42,19,000
8	Parliament, State/Union Territory Legislature ..	12,48,000	93,000	13,41,000
9	General Administration ..	1,32,05,000	2,74,000	1,34,79,000
10	Administration of Justice ..	20,42,000	3,40,000	23,82,000
11	Jails ..	8,45,000	—	8,45,000
12	Police ..	2,41,55,000	—	2,41,55,000
13	Miscellaneous Departments ..	7,66,000	—	7,66,000
14	Scientific Departments ..	50,000	—	50,000
15	Education ..	8,68,24,000	—	8,68,24,000
16	Medical ..	2,00,23,000	—	2,00,23,000
17	Public Health ..	77,57,000	—	77,57,000
18	Agriculture ..	2,63,27,000	—	2,63,27,000
19	Animal Husbandry ..	92,34,000	—	92,34,000
20	Co-operation ..	35,87,000	—	35,87,000
21	Industries ..	67,80,000	—	67,80,000
22	Community Development Projects, National Extension Service and Local Development Works ..	1,63,11,000	—	1,63,11,000
23	Labour and Employment ..	26,65,000	—	26,65,000
24	Miscellaneous Social and Developmental Organisations ..	25,88,000	—	25,88,000
25	Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial) ..	25,47,000	—	25,47,000
26	Electricity Schemes ..	2,00,26,000	—	2,00,26,000
27	Capital Outlay on Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial) ..	4,25,000	—	4,25,000

1	2	3	4
		Rs.	Rs.
28	Capital Outlay on Electricity Schemes ..	36,000	—
29	Public Works (Communications) ...	4,26,50,000	—
30	Public Works (Other Works) ..	6,88,04,000	—
31	Capital Outlay on Public Works ..	44,50,000	—
32	Road and Water Transport Schemes ...	3,03,94,000	—
33	Famine Relief ..	64,000	—
34	Pensions and other Retirement Benefits ...	27,54,000	15,000
35	Privy Purses and Allowances of Indian Rulers ...	2,60,000	—
36	Stationery and Printing ...	20,86,000	—
37	Forest ...	4,96,23,000	—
38	Miscellaneous ...	1,17,87,000	—
39	Other Miscellaneous Compensations and Assignments ...	80,000	—
40	Payment of Compensation to Land Holders ...	1,40,000	—
41	Capital Outlay on Improvement of Public Health ..	40,00,000	—
42	Capital Outlay on Schemes of Agricultural Improvement and Research ...	45,00,000	—
43	Capital Outlay on Industrial and Economic Development ...	26,00,000	—
44	Capital Outlay on Electricity Schemes ...	9,15,00,000	—
45	Capital Outlay on Public Works (Communications) ..	3,60,00,000	—
46	Capital Outlay on Public Works (Buildings) ...	1,80,00,000	—
47	Capital Outlay on Road and Water Transport Schemes ..	40,00,000	—
48	Capital Outlay on Forests ..	13,00,000	—
49	Payments of Commuted Value of Pensions ...	25,000	—
50	Capital Outlay on Schemes of Government Trading ..	3,70,06,000	—
—	Charges on account of Repayment of Debt ...	—	1,00,42,000
51	Loans and Advances by State and Union Territory Governments ...	54,11,000	—
—	Inter-State Settlement ..	—	1,35,000
	GRAND TOTAL ...	67,34,42,000	3,51,18,000
			70,85,60,000

Simla-2, the 3rd June, 1969

No. 6-94/68-LR.—The The Himachal Pradesh Transfer of Land (Regulation) Bill, 1968 (Bill No. 36 of 1968) after having received the assent of the President on the 15th May, 1968, under sub-section (2) of section 25 of the Government of Union Territories Act, 1963 (Act No. 20 of 1963) is hereby published in the Rajpatra, Himachal Pradesh as Act No. 15 of 1969.

Act No. 15 of 1969

THE HIMACHAL PRADESH TRANSFER OF LAND
(REGULATION) ACT, 1968

AN

ACT

to regulate the transfer of land in the Union territory of Himachal Pradesh in the interest of persons belonging to the Scheduled Tribes and for matters connected therewith.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Nineteenth Year of the Republic of India as follows:—

1. (1) This Act may be called the Himachal Pradesh Transfer of Land (Regulation) Act, 1968. Short title, extent and commencement.
(2) It extends to such area of the Union territory of Himachal Pradesh as from time to time, be notified in the Official Gazette.
(3) It shall come into force at once.

2. In this Act, unless the context otherwise requires,—

- (a) "Commissioner" means the Commissioner appointed under the Land Revenue Act in force in Himachal Pradesh; Definitions
(b) "Co-operative Land Mortgage Bank" means a Co-operative Land Mortgage Bank registered as such under the Punjab Co-operative Land Mortgage Banks Act, 1957, as in force in the Union territory of Himachal Pradesh;
(c) "Co-operative Society" means a co-operative society registered as such under the Himachal Pradesh Co-operative Societies Act, 1956, or the Punjab Co-operative Societies Act, 1961, as in force in the territory transferred to Himachal Pradesh under the Punjab Re-organisation Act, 1966;
(d) "Deputy Commissioner" in relation to any district, means the Deputy Commissioner of that district;
(e) "Financial Commissioner" means the Financial Commissioner of Himachal Pradesh;
(f) "Land" means a portion of the earth's surface, whether or not under water, and includes all things attached to, or permanently fastened to, anything attached to such portion but does not include minerals, natural gas, petroleum, timber, trees, growing crops and grass;
(g) "Prescribed" means prescribed by rules made under this Act;
(h) "Scheduled Tribes" shall have the same meaning as assigned to it in clause (25) of Article 366 of the Constitution;
(i) "State Government" means the Administrator of the Union territory of Himachal Pradesh appointed under Article 239 of the Constitution.

3. (1) No person belonging to any Scheduled Tribe shall transfer his interest in any land by way of sale, mortgage, lease, gift or otherwise to any person not belonging to such tribe except with the previous permission in writing of the Deputy Commissioner. Regulation of transfer of land.

Provided that nothing in this sub-section shall apply to any transfer:—

- (a) by way of lease of a building on rent;
(b) by way of mortgage, for securing loan, to any Co-operative Land Mortgage Bank or to any Co-operative Society, all or a majority of the members of which are persons belonging to any Scheduled Tribe;
(c) by acquisition by the State Government under the Land Acquisition Act, 1894.

- (2) Every transfer of interest in land made in contravention of the provisions of sub-section (1) shall be void.

4. (1) Any person belonging to any Scheduled Tribe who desires to make a transfer of his interest in any land to a person not belonging to such tribe, may make an application to the Deputy Commissioner for the grant of permission for such transfer. Application for permission for transfer of land.

(2) Every application under sub-section (1) shall be made in the prescribed form and shall contain the prescribed particulars and shall be accompanied by such fees as may be prescribed.

(3) On receipt of any such application for the grant of permission, the Deputy Commissioner may, after making such inquiry as he thinks fit, by order, either grant or refuse permission to transfer the land:

26 of 1957

13 of 1956
25 of 1961
31 of 1966

1 of 1894

Provided that where permission is refused, the Deputy Commissioner shall record in writing the reasons for such refusal.

(4) Before granting or refusing permission under this section, the Deputy Commissioner shall have regard to the following matters, namely:—

- (a) the financial position of the applicant;
- (b) the age and physical condition of the applicant;
- (c) the purpose for which the transfer is proposed to be made; and
- (d) such other relevant matters as the Deputy Commissioner may think fit in the circumstances of the case.

Ejectment

5. (1) If, as a result of transfer of any land in contravention of the provisions of section 3, any person, other than a person belonging to any Scheduled Tribe, is found to be in possession of that land, the Deputy Commissioner or any other officer authorised in writing by the State Government in this behalf, may, without prejudice to the provisions of section 9, serve a notice upon such person requiring him to vacate the land within ninety days from the date of service of the notice and to remove any building, fence or any other structure which may have been raised on such land:

Provided that if there are any crops actually growing on the land at the time of such requisition, such person shall be entitled to retain possession of the land until such crops are harvested.

(2) Every person to whom a requisition is made under sub-section (1) shall be bound to comply with such requisition.

Appeal

6. (1) Any person aggrieved by an order made under section 4 or section 5 may, within thirty days from the date of communication of the order, prefer an appeal to the Commissioner:

Provided that if there be no Commissioner, such appeal shall lie to the Financial Commissioner:

Provided further that the Commissioner, or as the case may be, the Financial Commissioner, may entertain the appeal after the expiry of the said period of thirty days if he is satisfied that the appellant was prevented by sufficient cause from filing the appeal in time.

(2) On receipt of an appeal under sub-section (1), the Commissioner or the Financial Commissioner, as the case may be, shall, after giving the appellant an opportunity of being heard, dispose of the appeal as expeditiously as possible.

Finality of orders.

7. The order made in appeal by the Commissioner or the Financial Commissioner, as the case may be, under section 6 and, subject only to such order, the order made by the Deputy Commissioner under section 4 or section 5, shall be final.

Right, title or interest held by persons belonging to Scheduled Tribes in land not to be attached.

8. No right, title or interest held by a person belonging to a Scheduled Tribe in any land shall be liable to be attached or sold in execution of any decree or order in favour of any person not belonging to a Scheduled Tribe of any court except when the amount due under such decree or order is due to the State Government or to any Co-operative Land Mortgage Bank or Co-operative Society.

Penalty

9. If any person contravenes or attempts to contravene or abets the contravention of any of the provisions of section 3 or section 5, he shall be punishable with fine which may extend to two hundred rupees and, in the case of a continuing contravention, with an additional fine which may extend to fifty rupees for every day during which such contravention continues after conviction for the first such contravention.

Power to make rules.

10. (1) The State Government may make rules for the purpose of carrying out the provisions of this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for—

- (a) the form of application for the grant of permission under section 4, the particulars it may contain, the fees which should accompany it and the manner of depositing such fees; and
- (b) any other matter which has to be, or may be, prescribed under this Act.

JOSEPH DINA NATH,
Under Secretary (Judicial).